

## [CHAPTER 425]

## AN ACT

September 27, 1944  
[S. 725]  
[Public Law 438]

To provide for the punishment of persons conspiring to violate the laws relating to counterfeiting, and certain other laws.

Criminal Code,  
amendment.  
35 Stat. 1115.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That chapter 7 of the Criminal Code, as amended (U. S. C., 1940 edition, title 18, ch. 7), is hereby further amended by adding at the end thereof the following section:

Conspiracy to violate counterfeiting laws, etc.  
35 Stat. 1127, 1131, 1132.

"SEC. 178a. If two or more persons conspire to violate any provision of this chapter, or of sections 205, 218, 219, or 220 of chapter 8 of the Criminal Code, as amended (U. S. C., 1940 edition, title 18, ch. 7, and secs. 328, 347, 348, and 349 of ch. 8), or of the Act of August 26, 1935 (49 Stat. 866; U. S. C., 1940 edition, title 18, sec. 349a), and one or more of such persons do any act to effect the object of the conspiracy, each of the parties to such conspiracy shall, on conviction thereof, be subject to the same fine or imprisonment, or both, as is applicable in the case of conviction for violating such provision."

Approved September 27, 1944.

## [CHAPTER 426]

## AN ACT

September 27, 1944  
[S. 1250]  
[Public Law 439]

To repeal section 2 of the Act approved May 17, 1926, which provides for the forfeiture of pay of persons in the military and naval service of the United States who are absent from duty on account of the direct effects of venereal disease due to misconduct, and to amend Veterans Regulation Numbered 10, as amended, to define line of duty and misconduct for pension and compensation purposes.

Military and naval personnel.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 2 of the Act approved May 17, 1926 (44 Stat. 557; 10 U. S. C. 847b; 34 U. S. C. 882b), is hereby repealed.

Veterans.

SEC. 2. That paragraph VIII of Executive Order Numbered 6098, dated March 31, 1933 (Veterans Regulation Numbered 10, as amended; 38 U. S. C., ch. 12), be amended to read as follows:

Injury or disease incurred in line of duty.

"PAR. VIII. An injury or disease incurred during military or naval service will be deemed to have been incurred in line of duty and not the result of the veteran's own misconduct when the person on whose account benefits are claimed was, at the time the injury was suffered or disease contracted, in active service in the military or naval forces, whether on active duty or on authorized leave, unless such injury or disease was the result of his own willful misconduct: *Provided*, That venereal disease shall not be presumed to be due to willful misconduct if the person in service complies with the Army or Navy regulations requiring him to report and receive treatment for such disease: *Provided further*, That the requirement for line of duty will not be met if it appears that at the time the injury was suffered or disease contracted the person on whose account benefits are claimed (1) was avoiding duty by deserting the service, or by absenting himself without leave materially interfering with the performance of military duties; (2) was confined under sentence of court martial or civil court."

Venereal disease.

Requirement not deemed met in specified cases.

Pension forfeited for disability due to misconduct.

SEC. 3. That paragraph IX of Veterans Regulation Numbered 10, as amended, be and is hereby amended to read:

38 U. S. C. note foll. § 724; Supp. III, note foll. § 732.  
Amdt. p. 230.

"PAR. IX. Pension shall not be payable under part III, Veterans Regulation Numbered 1 (a), as amended, for any disability due to the claimant's own willful misconduct or vicious habits."

SEC. 4. This Act shall be effective from the date of its approval. Sections 2 and 3, inclusive, shall be applicable to claims filed or adjudicated thereafter and the beginning date of awards shall be as provided in applicable statute or regulations: *Provided*, That no claim heretofore disallowed by reason of misconduct or line of duty requirement shall be revived but benefits may be payable on the basis of a new claim filed hereafter in such form as may be prescribed by the Administrator of Veterans' Affairs.

Effective date.

Disallowed claims.

Approved September 27, 1944.

## [CHAPTER 427]

## AN ACT

Authorizing and directing the Secretary of the Interior to convey certain land to the city of Duluth, Minnesota.

September 27, 1944  
[S. 1807]

[Public Law 440]

Duluth, Minn.  
Conveyance of land.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of the Interior is authorized and directed to convey to the city of Duluth, Minnesota, the following-described land, now a part of the fisheries station in said city: Beginning at a point on the east line of Sixtieth Avenue East in the city of Duluth, State of Minnesota, said point lying forty-three and four one-hundredths feet in a northerly direction from a point at the intersection of the center line of London Road, extended with the said east line of Sixtieth Avenue East; thence extending in an easterly direction at an angle of sixty-six degrees and fifteen minutes to the left of said east line of Sixtieth Avenue East a distance of sixty-one and fifty-seven one-hundredths feet to a point of curve; thence continuing on a curve to the left whose radius is one thousand three hundred and forty-five and seven-tenths feet a distance of three hundred and sixty-four and eighteen one-hundredths feet, to the center line of Lester River as now located; thence in a southeasterly direction along the center line of said Lester River a distance of one hundred and thirty-two and thirty-six one-hundredths feet to a point; thence westerly parallel to the curve above described and distant therefrom one hundred and twenty feet, a distance of one hundred and seventy-eight and twenty one-hundredths feet to a point; thence northerly on a radial line a distance of eight and five-tenths feet to a point; thence westerly parallel to the curve first above described and distant therefrom one hundred and eleven and five-tenths feet a distance of two hundred and seventy-eight and ten one-hundredths feet to a point of tangency; thence westerly on a tangent line a distance of twelve and fifty-one one-hundredths feet to a point on the east line of Sixtieth Avenue East; thence northerly on said east line of Sixtieth Avenue East a distance of one hundred and twenty-one and eighty-two one-hundredths feet to a point of beginning and there terminating, containing an area of one and one-hundred-and-seventy-six one-thousandths acres; said land being located in sections 5 and 8, township 50 north, range 13 west, of the fourth principal meridian. The said conveyance to the city of Duluth shall be made subject to the conditions that the land be used for the construction of and maintenance of a public highway free of any expense to the United States, that the highway be constructed and maintained so as not to interfere with the operations of and access to the fish hatchery station, and that in the event of the discontinuance by the city of Duluth of the use of the above-described property as a public highway, or upon failure to maintain the same in accordance with the conditions of the deed, title to said land shall revert to the United States.

Use of land for public highway.

Reversionary provision.